

Attorney Docket No. ARBG-004/07US 307197-2038

PATENT

**ASSIGNMENT OF PATENT RIGHTS  
(Company to Company)**

Rubicon Forests Holdings Limited, a corporation having its principal place of business at Level 3, 7-9 Fanshawe Street, Auckland, New Zealand (herein referred to as "Assignor") owns 50% of the right, title and interest in

Patent Application

Application Serial No.: 10/702,319

File Date: November 6, 2003

Assignment Recordation

Reel/Frame No.: 018239/0198

Date: September 8, 2006

Title: COMPOSITIONS AND METHODS FOR THE MODIFICATION OF GENE EXPRESSION

WHEREAS, ArborGen, Inc., a corporation having its principal place of business at 180 Westvaco Road, Summerville, SC 29484 (herein referred to as "Assignee"), which also owns 50% of the right, title and interest in said application, and is desirous of acquiring the entire right, title, and interest of Assignor in and to said application so that it owns the entire right title and interest in said application, the right to recover damages, including provisional or other royalties, for prior infringements of said application, and the entire right, title, and interest of Assignor in and to any United States Letters Patents, to be obtained for said application;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, the Assignor has sold, assigned, transferred, and set over, and by these presents does sell, assign, transfer, and set over, unto the Assignee, its successors, legal representatives, and assigns the entire right, title, and interest of Assignor in and to said application, the right to recover damages, including provisional or other royalties, for prior infringements of said application, and the entire right, title and interest of Assignor in and to any United States Letters Patents, to be obtained for said application, the same to be held and enjoyed by the Assignee, for its own use and behalf and the use and behalf of its successors, legal representatives, and assigns, to the full end of the term or terms for which any Letters Patents may be granted as fully and entirely as the same would have been held and enjoyed by the Assignor had this sale and assignment not been made;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns, that, at the time of execution and delivery of these presents, the Assignor is the lawful owner of 50% of the entire right, title, and interest in and to said application, and that the same are unencumbered, and that the Assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns that the Assignor will, whenever counsel of the Assignee, or the counsel of its successors, legal representatives, and assigns, shall advise that any proceeding in connection with said application, any application claiming priority to said application, any reissue or extension of said patent(s), and any United States Letters Patents for said application, including interference proceedings, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patents, without charge to the Assignee, its successors, legal representatives, and assigns, but at the cost and expense of the Assignee, its successors, legal representatives, and assigns;

AND the Assignor hereby requests the Commissioner of Patents to issue any and all aforementioned patent(s) of the United States to the Assignee, as the Assignee of said application and the Letters Patent to be issued thereon for the sole use and behalf of the Assignee, its successors, legal representatives, and assigns.

Date: 11 November, 2010

By:   
Name: Simon Luke Moriarty  
Title: Director  
Company: Rubicon Forests Holdings Limited